

AMENDED IN SENATE APRIL 20, 2005

SENATE BILL

No. 952

Introduced by Senator Denham

February 22, 2005

An act to add Section 14673.9 to the Government Code, relating to state property, *making an appropriation therefor*, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 952, as amended, Denham. State property: ~~California Salinas Valley Waste Water Treatment Plant~~. *Department of Corrections: Correctional Training Facility: Soledad.*

Existing law authorizes the Director of General Services to dispose of state surplus property, subject to specified conditions, including authorization by the Legislature.

This bill would authorize the director to ~~transfer and convey to the City of Soledad all rights, title, and interests, including any equitable interest, held by the state in property formerly used as the California Salinas Valley Waste Water Treatment Plant~~, *subject to terms, conditions, reservations, and exceptions determined by the director, a specified part of the California Department of Corrections Correctional Training Facility at Soledad. The net proceeds of the conveyance would be paid into the Deficit Recovery Bond Retirement Sinking Fund Account, which is continuously appropriated, thereby making an appropriation.*

The bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: ~~no~~-yes. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. Notwithstanding any other provision of law, the*
2 *Director of General Services may sell, lease, convey, or*
3 *exchange at current fair market value to the City of Soledad upon*
4 *those terms and conditions and subject to those reservations and*
5 *exceptions as the Director of General Services determines are in*
6 *the best interests of the state, all or any part of the following real*
7 *property:*

8 *Approximately 33.5 acres of the facility known as the*
9 *California Department of Corrections Correctional Training*
10 *Facility, Soledad, Monterey County Assessor Parcel Numbers*
11 *257-041-020 and 257-041-021.*

12 *SEC. 2. Any sale, lease, conveyance, or exchange of the*
13 *parcels described in this act is exempt from Chapter 3*
14 *(commencing with Section 21100) to Chapter 6 (commencing*
15 *with Section 21165), inclusive, of Division 13 of the Public*
16 *Resources Code.*

17 *SEC. 3. (a) All reasonable costs or expenses incurred by the*
18 *Department of General Services in the disposition of any parcels*
19 *shall be subject to reimbursement.*

20 *(b) The net proceeds of any moneys received from the*
21 *disposition of any parcels described in this act shall be paid into*
22 *the Deficit Recovery Bond Retirement Sinking Fund Subaccount*
23 *(Article XVI, Sec. 20(f) Calif. Const.).*

24 *SEC. 4. In implementing this act, the Director of General*
25 *Services shall except and reserve to the state all mineral*
26 *deposits, as defined in Section 6407 of the Public Resources*
27 *Code, together with the right to prospect for, mine, and remove*
28 *the deposits. The rights to prospect for, mine, and remove the*
29 *deposits shall be limited to those areas of the property conveyed*
30 *that the director, after consultation with the State Lands*
31 *Commission, determines to be reasonably necessary for the*
32 *removal of the deposits.*

33 *SEC. 5. This act is an urgency statute necessary for the*
34 *immediate preservation of the public peace, health, or safety*
35 *within the meaning of Article IV of the Constitution and shall go*
36 *into immediate effect. The facts constituting the necessity are:*

37 *Waste treatment capacity at the city's existing waste water*
38 *treatment plant, which serves the City of Soledad and the two*

1 *Department of Corrections correctional training facilities in*
2 *Soledad, has presently been either exceeded or fully utilized.*
3 *Failure to provide a viable alternative treatment site for effluent*
4 *from the city and the state's facilities on an expedited basis,*
5 *creates the potential for an unauthorized effluent discharge with*
6 *an attendant adverse impact to the environment, health, safety,*
7 *and welfare of the citizens of Soledad and surrounding*
8 *communities.*

9 ~~SECTION 1. Section 14673.9 is added to the Government~~
10 ~~Code, to read:~~

11 ~~14673.9. The Director of General Services may transfer and~~
12 ~~convey to the City of Soledad all rights, title, and interests,~~
13 ~~including any equitable interest, held by the state in the real~~
14 ~~property situated at _____ Soldedad, Monterey County Assessor's~~
15 ~~Parcel No. _____, formerly used as the California Salinas Valley~~
16 ~~Waste Water Treatment Plant.~~

17 ~~SEC. 2. This act is an urgency statute necessary for the~~
18 ~~immediate preservation of the public peace, health, or safety~~
19 ~~within the meaning of Article IV of the Constitution and shall go~~
20 ~~into immediate effect. The facts constituting the necessity are:~~

21 ~~In order that the property described in Section 1 of this act may~~
22 ~~be transfered, without charge or consideration, at the earliest~~
23 ~~possible time, it is necessary that this act take effect immediately~~
24 ~~.~~